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### REMARKS

#### In the Claims:

Compound claims 15-29 have been amended to pharmaceutical composition claims.

Support may be found in the application at page 16, lines 18-25.

The spelling of pynrolyl has been corrected in Claims 26, 82, 114, 121, 129, and 150.

No new matter has been added by these amendments.

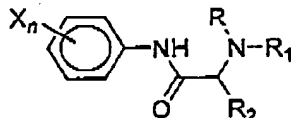
#### Interview Summary

On February 10, 2005, in a telephonic interview between Applicant's Attorney and the Examiner, it was agreed that amendment of claims 15-29 to pharmaceutical compositions would overcome the corresponding rejections of record in the Office Action mailed November 3, 2004.

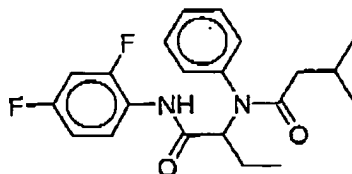
#### Rejections under 35 U.S.C. § 102(b) and U.S.C. § 103(a)

In the Office Action mailed November 3, 2004, the Examiner rejected Claims 15-17, 20-24, 109, 118, and 119 under 35 U.S.C. § 102(b) as being anticipated by Wee, US 4,944,796. The Examiner noted Compound 30 in particular. The Examiner also rejected Claims 15-17, 20-24, 109, 118, and 119 under 35 U.S.C. § 103(a) as being obvious in view of Wee.

Wee teaches *herbicidal* 2-(disubstituted amino)acetamides that can be represented by the structural formula:



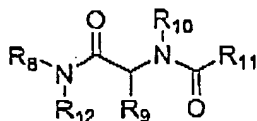
Compound 30 noted by the Examiner is shown below.

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By contrast, the instant application claims *pharmaceutically active* compounds represented by the structural formula:



Claims 109, 118, and 119 are not anticipated by Wee because no compound disclosed by Wee has a substituent at R(Wee) corresponding to  $R_{10}$  in instant Claims 109, 118, and 119. In Claim 109, the only permitted values for  $R_{10}$  (instant) are *alkyl substituted with  $NR_{13}R_{14}$*  or a substituted or unsubstituted *heteroaralkyl*. In instant Claim 118 (and its properly dependent Claim 119), the only permitted values for  $R_{10}$  (instant) are  *$C_1$ - $C_6$  alkyl imidazolyl*. By contrast, the compounds disclosed in Wee have only *unsubstituted* methyl, ethyl, or phenyl at the position corresponding to  $R_{10}$  (instant). For example, compound 30 has an unsubstituted phenyl at R(Wee). Thus, Claims 109, 118, and 119 are not anticipated by Wee. Moreover, one of ordinary skill would not be motivated to make the compounds of instant Claims 109, 118, and 119 based on Wee. Therefore, Claims 109, 118, and 119 are both novel and nonobvious in view of Wee.

The Examiner also rejected Claims 15-17 and 20-24. However, as discussed during the interview, Claims 15-29 are not anticipated by Wee because no compound disclosed by Wee has values for  $R_2$  and R(Wee) corresponding to permitted values for  $R_9$  and  $R_{10}$  in instant Claim 15:

$R_9$  is a substituted or unsubstituted aryl, a substituted or unsubstituted aralkyl, a substituted or unsubstituted heteroaryl or a substituted or unsubstituted heteroaralkyl  
 $R_{10}$  is an alkyl substituted with  $NR_{13}R_{14}$ , a substituted or unsubstituted aryl, a substituted or unsubstituted heteroaralkyl, or a substituted or unsubstituted heterocycloalkyl(alkyl)

For example, in compound 30 (Wee), the ethyl group at  $R_2$ (Wee) is not a permitted value for  $R_9$  (instant). Thus, the rejection under 35 U.S.C. § 102(b) is incorrect and should be withdrawn. Moreover, as discussed during the interview, it was agreed that claims 15-29, amended to pharmaceutical compositions, would be nonobvious over the herbicidal compounds of Wee.

Therefore, Applicants respectfully request withdrawal of all rejections under 35 U.S.C. § 102(b) and 103(a).

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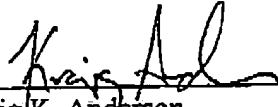
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CONCLUSION

In view of the above amendments and remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

By   
Kraig K. Anderson  
Registration No. 54,961  
Telephone: (978) 341-0036  
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated:

February 22, 2005

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